IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

WP(C).No. 26258 of 2006(A)

PETITIONER:

GEORGE ALIAMMA, W/O. GEORGE,
AGED 60 YEARS, PULIMOOTTILPARAMBIL, PANAYAPPALLY,
COCHIN-2.

BY ADV. SRI.C.K.PAVITHRAN

RESPONDENTS:

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1. CORPORATION OF KOCHI,
REPRESENTED BY SECRETARY, CORPORATION OF KOCHI,
ERNAKULAM.

2. THE DIRECTOR OF MUNICIPAL ADMINISTRATION
THIRUVANANTHAPURAM.

BY SC ADV.SRI.RAMESH BABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF NOTICE DTD.5.3.2005 ISSUED BY ASST.HEALTH OFFICER.

TRUE COPY

P.A.TO JUDGE

K.K.DENESAN, J

W.P.(C)NO. 26258 of 2006

Dated this the 1st day of March, 2007

JUDGMENT

The petitioner retired from the service of the Corporation of Kochi (respondent No.1) on 31.3.2006 while working as Sweeper. He has prayed for the following reliefs:

> i) issue a writ of mandamus or any other appropriate writ, direction or order directing the respondents to pay gratuity, commuted value of pension, arrears consequent to revision of pay and grade fixation within the time fixed by this Hon'ble Court
>
> ii) issue an order directing the first respondent to pay monthly pension with arrears forthwith;

2. Despite adjournment granted, no counter affidavit has been filed. None appears for the respondent Corporation.

3. From the attitude of the respondent-Corporation, it is to be presumed that the respondent has no dispute about the claims

made by the petitioner in this writ petition. On going through the averments in the writ petition, I feel that the petitioner is entitled to the reliefs. Accordingly, the writ petition is disposed of directing the first respondent to pay gratuity, commuted value of pension, arrears consequent on revision of pay and grade fixation within two months from the date of receipt of a copy of the judgment.

K.K.DENESAN, JUDGE

CSS